

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

IN RE:	:	
	:	CASE NO. 07-65842
SOUTH STAR FUNDING, LLC	:	
	:	CHAPTER 7
Debtor	:	
	:	JUDGE: PAUL W. BONAPFEL
	:	
<hr/>		
	:	
WELLS FARGO BANK, N.A.,	:	
	:	
Movant	:	
	:	
v.	:	CONTESTED MATTER
	:	
SOUTH STAR FUNDING, LLC	:	
HARRY W. PETTIGREW, Trustee	:	
	:	
Respondents	:	
	:	
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NOTICE OF HEARING

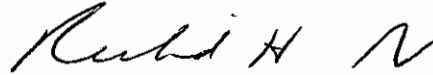
PLEASE TAKE NOTICE that Wells Fargo Bank, N.A. has filed a Motion for Relief from the Automatic Stay and related papers with the Court seeking an Order Granting Motion for Relief from Stay.

PLEASE TAKE FURTHER NOTICE that the Court will hold a hearing on the Motion for Relief from the Automatic Stay in Courtroom 1401, 75 Spring Street, Atlanta, Georgia 30303 at 10:00 A.M. on January 30, 2008.

Your rights may be affected by the court's ruling on these pleadings. You should read these pleadings carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.) If you do not want the court to grant the relief sought in these pleadings or if you want the court to consider your views, then you and/or your attorney must attend the hearing. You may also file a written response to the pleading with the Clerk at the address stated below, but you are not required to do so. If you file a written response, you must attach a certificate stating when, how and on whom (including addresses) you served the response. Mail or deliver your response so that it is received by the Clerk at least two business days before the hearing. The address of the Clerk's Office is: Clerk, United States Bankruptcy Court, 75 Spring Street, Suite 1340, Atlanta, Georgia 30303. You must also mail a copy of your response to the undersigned at the address stated below.

If a hearing on the motion for relief from the automatic stay cannot be held within thirty (30) days, Movant waives the requirement for holding a preliminary hearing within thirty days of filing the motion and agrees to a hearing on the earliest possible date. Movant consents to the automatic stay remaining in effect until the Court orders otherwise.

Dated: 1/8/08



Richard H. Siegel, Bar No. 645825
Counsel for Movant
McCalla Raymer, LLC
1544 Old Alabama Road
Roswell, Georgia 30076
(770) 643-2148

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

IN RE:) BANKRUPTCY CASE
)
SOUTH STAR FUNDING, LLC) NO. 07-65842
)
Debtor)
)

)
WELLS FARGO BANK, N.A.) JUDGE: PAUL W. BONAPFEL
)
Movant)
)
vs.)
)
SOUTH STAR FUNDING, LLC) CHAPTER 7
HARRY W. PETTIGREW, Trustee)
)
Respondents)

MOTION FOR RELIEF FROM THE AUTOMATIC STAY

COMES NOW Movant and shows this Court the following:

1.

This is a Motion under Section 362(d) of the Bankruptcy Code for relief from the automatic stay for all purposes allowed by law and by the applicable contracts, including, but not limited to, the right to foreclose on certain pieces of real property.

2.

Movant is the holder or servicer of loans secured by the properties listed on the attached Schedule. Each property is

security for a Promisory Note. The name of the respective Borrowers, as known to Movant, are listed beside each property address.

3.

Movant believes that Debtor holds or services a loan on each of the properties listed, and that Debtor's lien on each property is inferior to Movant's lien.

4.


Each of the loans held or serviced by Movant is delinquent, and Movant seeks to initiate, continue and/or conclude foreclosure actions on each of the properties listed, in accordance with State law and its contracts. Movant seeks relief from the automatic stay because it believes Debtor has an interest in each of the properties, and foreclosure of any property would extinguish Debtor's lien thereon.

5.

Movant shows that most of these properties have little or no equity which will benefit the Estate. Movant is therefore not adequately protected.

WHEREFORE, Movant prays for an Order lifting the automatic stay, authorizing Movant to exercise its rights under its Notes,

Security Instruments, and appropriate state statutes, including, but not limited to, the right to initiate, continue and foreclose on these properties. Movant prays for such other and further relief as is just and equitable.



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<u>BORROWER'S NAME</u>	<u>PROPERTY ADDRESS</u>	<u>ESTIMATED PAYOFF</u>	<u>ESTIMATED VALUE</u>
Amdahl, Lanny R.	28087 110th Avenue, Cadott, WI 54727	\$ 104,920.03	\$ 115,000.00
Andanar, Ancelita	244 Hanson Drive, Fairfield, CA 94533	\$ 440,028.73	\$ 449,000.00
Baulo, Christopher	7452 Carmon Drive, Olive Branch, MS 38654	\$ 195,916.19	\$ 206,400.00
Bennett, Kelly & Jessica	2644 Gaby Circle, Morristown, TN 37814	\$ 67,473.05	\$ 82,000.00
Blitchington, Travis J. & Kimberley L.	268 Valleyview Court, Martinez, GA 30907	\$ 97,078.80	\$ 119,000.00
Bragg, Morica	2041 Wildwood Drive, Morristown, TN 37814	\$ 92,176.13	\$ 105,900.00
Brown, Dwight	5722 Laguna Quail Way, Elk Grove, CA 95758	\$ 378,740.04	\$ 325,000.00
Bryan, Angie L.	5400 Hi-Way Court, Bellevue, IL 61604	\$ 57,042.87	\$ 55,000.00
Castro, Julieanna	1740 Powder Way, Plumas Lake, CA 95961	\$ 310,914.51	\$ 262,500.00
Cogan, Molly	702 Dante Circle, Roseville, CA 95678	\$ 248,132.43	\$ 235,000.00
Coonrod, Elly J.	Rural Route 1 Box 119, Hillview, IL 62050	\$ 62,308.51	\$ 39,000.00
Cordero, Juan	42282 Pitchfork Drive, Indio, CA 92203	\$ 545,688.30	\$ 475,000.00
Demarbleux, Anthony Jr.	2027 E Princeton Avenue, Fresno, CA 93703	\$ 190,924.00	\$ 180,000.00
Dykes, Gregory	407 Chadwick Court, Fredericksburg, VA 22401	\$ 153,940.24	\$ 153,000.00
Emery, Robert R.	816 Homm Street, Bethalto, IL 62010	\$ 131,909.90	\$ 157,000.00
Fiores, Emma	14542 Scottsdale Circle, Adelanto, CA 92301	\$ 299,920.11	\$ 315,000.00
Geyer, Vicki S.	700 Carnegie Street, Henderson, NV 89052	\$ 197,387.73	\$ 215,000.00
Griffith, Robert	589 N Johnson Avenue, Unit 243, El Cajon, CA 92020	\$ 217,055.98	\$ 180,000.00
Haley, Christopher C.	4632 Magnolia Drive, Suffolk, VA 23435	\$ 141,730.64	\$ 179,900.00
Hammond, Lawrence	1368 Greenwood Street, Starkville, MS 39759	\$ 58,829.75	\$ 65,000.00
Hicks, Tanya	1746-1748 South 62nd Street, West Allis, WI 53214	\$ 188,516.88	\$ 165,000.00
Hobbs, Amanda	1715 Moritz Drive, Houston, TX 77055	\$ 65,104.90	\$ 69,900.00
Jackson, Johnny	247 SE First Avenue, Sibley, LA 71073	\$ 46,758.19	\$ 50,000.00
Le Grand, Chris	406 Chestnut Drive, Saint Joseph, IL 61873	\$ 129,292.10	\$ 108,000.00
Lewis, Rodney & Tamara	2592 Water Crest Court, Ellenwood, GA 30294	\$ 135,149.38	\$ 140,000.00
McCalanahan, Matthew J.	1302 Charlotte Street, Pekin, IL 61554	\$ 65,916.95	\$ 72,500.00
McNiff, James E. & Judy K.	2012 20th Street, Rockford, IL 61104	\$ 82,763.62	\$ 104,900.00
Miller, Scott & Pam	1101 Willow Drive, Edgerton, WI 53634	\$ 215,389.76	\$ 219,900.00
Morton, Dennis	32025 Camino Herencia, Temecula, CA 92592	\$ 387,413.32	\$ 385,000.00
Moss, Glenn	120 Harrison Place, Fond du Lac, WI 54935	\$ 75,978.54	\$ 90,000.00
Munsey, Tonya R.	603 Algonquin Drive, Morristown, TN 37813	\$ 63,264.82	\$ 72,900.00
Myers, Charles D.	205 West Ash, Robinson, IL 62454	\$ 53,435.51	\$ 58,000.00
Nelson, John J.	302 Bayview Drive, East Peoria, IL 61611	\$ 86,167.21	\$ 84,900.00
Pressley, Caren	5128 Weston Road, Cassanova, VA 20139	\$ 516,288.66	\$ 340,000.00
Pugh, Vanessa	55 Tell Avenue, Deer Park, NY 11729	\$ 296,978.63	\$ 355,000.00
Rice, James V.	901 South First Street, Ladysmith, WI 54848	\$ 48,832.88	\$ 46,500.00
Romero, Josiel	16449 Olde Gatehouse, Tinley Park, IL 60477	\$ 280,640.44	\$ 329,900.00
Russell, Lorraine E.	303 Riverview Drive Southeast, Marietta, GA 30067	\$ 134,604.77	\$ 137,500.00
Salazar, Sylvia M. & Amelia R.	2003 North Palm Court, Pasadena, TX 77502	\$ 130,134.08	\$ 151,900.00

[illegible]

BANKRUPTCY CASE NO. 07-65842

CHAPTER 7

JUDGE: PAUL W. BONAPFEL

CERTIFICATE OF SERVICE

I, Richard H. Siegel of McCalla Raymer, LLC, 1544 Old Alabama Road, Roswell, Georgia 30076-2102, certify:

That on the date below, I served a copy of the within NOTICE OF ASSIGNMENT OF HEARING, together with the "MOTION FOR RELIEF FROM THE AUTOMATIC STAY" filed in this bankruptcy matter on the following parties at the addresses shown, by regular United States Mail, postage prepaid, unless another manner of service is expressly indicated:

SouthStar Funding LLC
400 Northridge Road
Suite 1000
Atlanta, GA 30350

J. Robert Williamson, Esquire
Scroggins & Williamson
1500 Candler Building
127 Peachtree Street, N.E.
Atlanta, GA 30303

Harry W. Pettigrew, Trustee
P.O. Box 4030
Decatur, GA 30031

J. Michael Lamberth
Lamberth, Cifelli, Stokes & Stout, P.A.
East Tower - Suite 550
3343 Peachtree Road, N.E.
Atlanta, GA 30326-1022

Neil C. Gordon
171 17th Street, N.W.
Suite 2100
Atlanta, GA 30363

Amdahl, Lonny R.
28087 110th Avenue
Cadott, WI 54727

Andanar, Ancieta
244 Hanson Drive
Fairfield, CA 94533

Andanar, Ancieta
166 DePaul Drive
Vallejo, CA 94589

Baulo, Christopher
7452 Carmon Drive
Olive Branch, MS 38654

Baulo, Christopher
3350 Shutten Way
St. Charles, MO 63301

Bennett, Kelly & Jessica
2644 Gaby Circle
Morristown, TN 37814

Bennett, Kelly & Jessica
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Bullsgap, TN 37711

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268 Valleyview Court
Martinez, GA 30907

Blitchington, Travis J. & Kilmington L.
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Augusta, GA 30907

Bragg, Monica
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Morristown, TN 37814

Brown, Dwight
5722 Laguna Quail Way
Elk Grove, CA 95758

Brown, Dwight D.
1753 Redondo Road
W. Sacramento, CA 95691

Bryan, Angie L.
5400 Hi-Way Court
Bellevue, IL 61604

Bryan, Angie L.
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West Peoria, IL 60604

Castro, Julieanna
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Plumas Lake, CA 95961

Cogan, Molly
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Roseville, CA 95678

Cogan, Molly
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San Francisco, CA 94109

Coonrod, Elly J.
Rural Route 1 Box 119
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Cordero, Juan
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Indio, CA 92203

Demarbieux, Anthony Jr.
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Fresno, CA 93703

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Hicks, Tanya
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Hobbs, Amanda
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Sibley, LA 71073

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Robinson, IL 62454

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Ladysmith, WI 54848

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Tinley Park, IL 60477

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Pasadena, TX 77504

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Greeneville, TN 37743

Sholar, Belinda & Charles
4044 Pleasant Hill Drive South
Summit, MS 39666

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Columbus, WI 53925

Smith, Wade
335 S. Water Street
Columbus, WI 53925

Stay, Scott
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Racine, WI 53402

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Middletown, IL 62666

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Crete, IL 60417

Zinsli, Zachary & Wendy
1306 Silver Drive
Baraboo, WI 53913

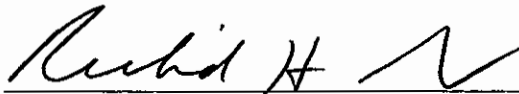
Zinsli, Zachary & Wendy
1102 Healer Avenue
APT. F
Tomah, WI 54660

I CERTIFY UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Executed on

1/8/08
(date)

By:



RICHARD H. SIEGEL, BAR NO. 645825
Attorney for Movant